

CITY HALL, CITY OF LODI,
Monday, November 5-1923

The regular meeting of the Board of Trustees of the City of Lodi for the first Monday in November was called to order at 8 o'clock P.M. on the date and at the place first above written Trustees, Hale, Hickok, Mettler, Spooner and Shattuck present, the latter presiding.

The minutes of the adjourned regular meeting of October 8th and the regular meeting of October 15th, 1923 were read and approved.

J. G. Schmeidt asked that the Board order installation of all sidewalks where streets on each side of a block were improved and that the sectors left by the extensions of the walks across the intersecting sidewalk spaces to the curb be filled solid with concrete; also that owners be forced to concrete garage runs where curb had been dropped for their benefit. No action taken.

This being the date set by notices duly posted and published for the reception of protests against the issuance of Street Improvement Bonds in the matter of the improvement of Hutchins-Walnut Streets and Stockton Avenue, Resolutions of Intention No's 61 and 62 respectively, and the Clerk reporting no protests; the Board proceeded to authorize the issue and to describe the bonds by the passage of Resolutions as follows:-

Resolution No. 428, "An Order Providing for the Issuance of Street Improvement Bonds, Prescribing the Denominations of Such Bonds and of the Interest Coupons Attached Thereto" by the following vote:-

AYES: Trustees Mettler, Hickok, Hale, Spooner, Shattuck.

NOES: Trustees, None ABSENT: Trustees, None,

Resolution No. 429, "An Order Providing for the Issuance of Street Improvement Bonds, Prescribing the Denominations of Such Bonds and of the Interest Coupons Attached Thereto" by the following vote:-

AYES: Trustees, Spooner, Hickok, Hale, Mettler, Shattuck

NOES: Trustees, None. ABSENT: Trustees, None.

(Note- True copies of said resolutions appear at pages No. 30-A to 30-C inclusive herein)

Ordinance No.143 entitled " AN ORDINANCE AMENDING ORDINANCE NO.86 AND AMENDING ORDINANCE NO.47 AS AMENDED BY SAID ORDINANCE NO.86 BEING ENTITLED " AN ORDINANCE REPEALING ORDINANCE NO. 66 AND SECTION 44 OF ORDINANCE NO.46 AND AMENDING ORDINANCE NO.47, ENTITLED " AN ORDINANCE PROVIDING REGULATIONS FOR THE MUNICIPAL LIGHT WORKS, AND FIXING RATES FOR LIGHT AND POWER" having been regularly introduced at the regular meeting of October,15th, was introduced for passage on motion of Trustee Hickok, seconded by Trustee Mettler and regularly passed, adopted and ordered to print by the following vote:

AYES: Trustees, Hickok, Mettler, Spooner, Hale, Shattuck.

NOES: Trustees, None. ABSENT: Trustees, None.

Said ordinance was thereupon signed by the President of the Board of Trustees.

The insurance on the Municipal Baths Building expiring on the 15th of November, renewal of the policies was not authorized, the Board deciding to place the insurance with companies represented by J. S. Montgomery in the amount of \$2,000 and Ted A. Hinzman in the same amount. The Clerk was so instructed.

The monthly rental of the house acquired from H.E. Welch situated at 223 W. Pine Street was fixed at \$30.00 per month payable in advance; the wages of W.E. Cole, night engineer at the Sewage Disposal plant was fixed at \$125.00 per month, no raise in wages to be considered until after six months satisfactory service.

On motion of Trustee Spooner, the Clerk was directed to advertise for sealed bids for moving the dwelling at 420 Daisy Avenue to its permanent location as the sewage farm; the house to be placed ready to drop on foundations to be prepared later by the City.

Bills amounting to \$16,566.55 were allowed and ordered paid on motion of Trustee Spooner, seconded by Trustee Mettler.

Twelve building permits aggregating \$10,725 were granted.

ORDINANCE NO. 144. "AN ORDINANCE PROHIBITING THE EXPOSURE OF GAMBLING TABLES OR IMPLEMENTS IN A ROOM BARRED OR BARRICADED OR PROTECTED IN ANY MANNER TO MAKE IT DIFFICULT OF ACCESS OR INGRESS TO POLICE OFFICERS, WHEN THREE OR MORE PERSONS ARE PRESENT, OR THE VISITING OF A ROOM BARRED OR BARRICADED OR PROTECTED IN ANY MANNER TO MAKE IT DIFFICULT OF ACCESS OR INGRESS TO POLICE, IN WHICH GAMBLING TABLES OR IMPLEMENTS ARE EXHIBITED OR EXPOSED, WHEN THREE OR MORE PERSONS ARE PRESENT", was introduced on motion of

Trustee Hale, read and by the same motion laid over for not exceeding five days

(minutes concluded on page 31)

RESOLUTION NO. 428

AN ORDER PROVIDING FOR THE ISSUANCE OF
STREET IMPROVEMENT BONDS, PRESCRIBING
THE DENOMINATION OF SUCH BONDS AND OF
THE INTEREST COUPONS ATTACHED THERETO.

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WHEREAS, the Board of Trustees of the City of Lodi, did on the 19th day of March, 1923, pass its Resolution of Intention No. 61 for the improvement of portions of Hutchins Street between the south line of Lockeford Street and the north line of the Sargent Road; also Walnut Street between the west line of Hutchins Street and a line drawn parallel to and distant 132.50 feet west of the west line of Crescent Avenue (formerly known as West Street), in said City, under and pursuant to the provisions of the "Improvement Act of 1911", and amendments thereto, and the "Improvement Bond Act of 1915", and amendments thereto, and to the resolutions, notices and other proceedings of said City, duly adopted and taken, reference to said Resolution of Intention being hereby expressly made for further particulars; and

WHEREAS, the contract for said work and improvement was duly awarded and thereafter duly completed to the satisfaction of the Superintendent of Streets of said City and of said Board, whereupon a Warrant, Certificate, Diagram and Assessment were made, recorded and delivered to the Contractor, in time, form and manner as required by said Act, and the said Contractor having made due return thereon and the same having been duly recorded; and

WHEREAS, on October 15th, 1923, and more than thirty days from the date of the Warrant (no appeal having been taken from said Assessment) the Street Superintendent of said City made and filed with the Clerk of said Board, a complete list of all assessments unpaid thereunder upon the respective assessment or diagram numbers thereon, whereupon said Clerk gave

notice of the filing of said list and fixed in said Notice Monday, the 5th day of November, 1923, (which same is a regular meeting day of said Board) at the hour of eight o'clock P. M., as the time when interested persons might appear before the Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list; and it duly appearing that said notice of hearing last aforesaid was posted and published as required by law, and no objections having been presented by any persons, before or at the time set for said hearing; and

WHEREAS, since the filing of said list there have been paid assessments to the gross amount of \$.05, with the consent of the Contractor, as follows:

<u>Owner</u>	<u>Assessment and Diagram Number</u>	<u>Amount of Assessment in Dollars and Cents</u>
Unknown	76	\$.01
Unknown	78	.01
Unknown	159	.01
Unknown	160	.01
Unknown	161	.01

It is hereby determined that the assessments unpaid hereunder and the aggregate amounts of the same are as follows:

<u>Owner</u>	<u>Assessment and Diagram Number</u>	<u>Amount of Assessment in Dollars and Cents</u>
Unknown	1	\$ 11.78
Unknown	3	16.00
Unknown	4	16.15
Unknown	8	20.73
Unknown	11	19.91
Unknown	13	16.59
Unknown	17	803.53
Unknown	19	19.91

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Owner	Assessment and Diagram Number	Amount of Assessment in Dollars and Cents
Unknown	22	\$ 8.29
Unknown	34	3.49
Unknown	37	58.08
Unknown	38A	253.82
Unknown	39	405.02
Unknown	40	457.74
Unknown	55	885.42
Unknown	56	868.93
Unknown	61	5.81
Unknown	62	34.85
Unknown	63	23.24
Unknown	64	905.24
Unknown	65	484.91
Unknown	66	18.45
Unknown	67	300.75
Unknown	68	6.43
Unknown	69	241.54
Unknown	70	3.46
Unknown	75	229.23
Unknown	77	576.51
Unknown	84	280.03
Unknown	87	994.35
Unknown	88	747.83
Unknown	89	51.25
Unknown	90	51.25
Unknown	91	51.25
Unknown	95	747.83
Unknown	96	703.89
Unknown	97	14.64
Unknown	98	14.64
Unknown	100	14.64

Owner	Assessment and Diagram Number	Amount of Assessment in Dollars and Cents
Unknown	103	\$ 703.89
Unknown	104	747.83
Unknown	105	51.25
Unknown	106	51.25
Unknown	107	51.25
Unknown	109	36.22
Unknown	110	317.64
Unknown	111	355.76
Unknown	112	645.06
Unknown	114	36.87
Unknown	115	36.87
Unknown	116	36.87
Unknown	117	17.08
Unknown	118	50.22
Unknown	119	41.41
Unknown	120	9.84
Unknown	121	48.59
Unknown	122	2.66
Unknown	123	51.25
Unknown	124	4.51
Unknown	125	46.74
Unknown	126	752.34
Unknown	128	1.29
Unknown	129	14.64
Unknown	130	14.64
Unknown	131	14.64
Unknown	132	14.64
Unknown	135	265.39
Unknown	136	9.76

<u>Owner</u>	<u>Assessment and Diagram Number</u>	<u>Amount of Assessment in Dollars and Cents</u>
Unknown	144	\$ 277.67
Unknown	145	332.00
Unknown	157	228.78
Unknown	162	452.97
Unknown	163	606.25
Unknown	164	599.39

The total or aggregate amount of said assessments unpaid is the sum of \$17,294.87.

AND WHEREAS, said Resolution of Intention, the Resolution Ordering said Work to be done, the Resolution of Award of the Contract to said Contractor, and all other notices of said proceedings required to be printed, published or posted, or printed and published and posted, and also the Warrant issued by the Superintendent of Streets to the Contractor contained a declaration as follows: - "Notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of seven per cent per annum will be issued hereunder in the manner provided by the "Improvement Bond Act of 1915", the last installment of which bonds shall mature nine years from the second day of July next succeeding nine months from their date".

NOW THEREFORE, in consideration of the foregoing premises, the Board of Trustees of the City of Lodi, does order as follows:

SECTION 1. - That bonds shall be issued upon the security of the unpaid assessments to the amount of \$17,294.80, in accordance with the provisions of the "Improvement Bond Act of 1915", and under and pursuant to the resolutions, notices and proceedings of said Board duly adopted and taken. Said bonds shall be called "Improvement Bonds" shall be Thirty (30) in number, shall be dated November 5th, 1923, and bear interest at the rate of seven per cent per annum from the 15th day of October, 1923, payable January 2nd and July 2nd of each year, and the

denomination of said bonds and the interest coupons required to be attached thereto with their respective numbers and dates of maturity shall be as follows:

SERIES	BOND NUMBER	DENOMINATION	DATES OF MATURITIES
CC-1	1	\$1,000.00	July 2nd, 1925
CC-1	2	500.00	July 2nd, 1925
CC-1	3	229.48	July 2nd, 1925
CC-2	4	\$1,000.00	July 2nd, 1926
CC-2	5	500.00	July 2nd, 1926
CC-2	6	229.48	July 2nd, 1926
CC-3	7	\$1,000.00	July 2nd, 1927
CC-3	8	500.00	July 2nd, 1927
CC-3	9	229.48	July 2nd, 1927
CC-4	10	\$1,000.00	July 2nd, 1928
CC-4	11	500.00	July 2nd, 1928
CC-4	12	229.48	July 2nd, 1928
CC-5	13	\$1,000.00	July 2nd, 1929
CC-5	14	500.00	July 2nd, 1929
CC-5	15	229.48	July 2nd, 1929
CC-6	16	\$1,000.00	July 2nd, 1930
CC-6	17	500.00	July 2nd, 1930
CC-6	18	229.48	July 2nd, 1930
CC-7	19	\$1,000.00	July 2nd, 1931
CC-7	20	500.00	July 2nd, 1931
CC-7	21	229.48	July 2nd, 1931
CC-8	22	\$1,000.00	July 2nd, 1932
CC-8	23	500.00	July 2nd, 1932
CC-8	24	229.48	July 2nd, 1932
CC-9	25	\$1,000.00	July 2nd, 1933
CC-9	26	500.00	July 2nd, 1933
CC-9	27	229.48	July 2nd, 1933
CC-10	28	\$1,000.00	July 2nd, 1934
CC-10	29	500.00	July 2nd, 1934
CC-10	30	229.48	July 2nd, 1934

AND IT IS FURTHER ORDERED:

That with respect to said bonds having denomination of \$1,000.00;

That the first coupon to become payable on each of said bonds, shall be of the denomination of \$85.17; and
That each of the other coupons attached thereto which will become payable thereafter, shall be of the denomination of \$35.00.

That with respect to said bonds having denomination of \$500.00;

That the first coupon to become payable on each of said bonds, shall be of the denomination of \$42.58; and
That each of the other coupons attached thereto which will become payable thereafter, shall be of the denomination of \$17.50.

That with respect to said bonds having denomination of \$229.48;

That the first coupon to become payable on each of said bonds, shall be of the denomination of \$19.54; and
That each of the other coupons attached thereto which will become payable thereafter, shall be of the denomination of \$8.03.

SECTION 2. - Said bonds shall be issued in series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by the Board of Trustees, together with interest thereon, shall remain and constitute a trust fund for the redemption and payment of said bonds and of the interest which may be due thereon, which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and an even annual proportion of each assessment shall be payable in each year preceding the date of the maturity of each of the several series of bonds issued, and such annual proportion of each assessment coming due in any year, together with the annual interest thereon, shall in turn be payable in installments as the general municipal taxes of said City on real property are payable, and shall become delinquent at the same times and in the same proportionate amounts and bear the same proportionate penalties and interest for delinquency.

Said bonds shall be signed by the Treasurer of said City and

countersigned by the Clerk, who shall affix thereto the official seal of said City; and the interest coupons attached thereto shall be signed by the Treasurer or bear his engraved or lithographed signature; and such signing and sealing of said bonds by said officers and signing of said coupons by said Treasurer shall constitute and be sufficient and binding execution of each and every one of said bonds and all of the coupons thereof respectively. Said bonds shall be substantially in the form set forth in said "Improvement Bond Act of 1915".

The interest coupons attached to each of said bonds and evidencing the interest to accrue thereon shall be numbered consecutively and be substantially in the following form, to-wit:

Coupon No. _____

The City of Lodi, California will pay to the
bearer hereof on the 2nd day of _____
\$ _____ at the office of the City
Treasurer, said sum being the semi-annual
interest due on Improvement bond No. _____ of
Series No. _____.

Dated November 5th, 1923.

Treasurer.

Said bonds and all of the interest coupons shall be dated
November, 5th, 1923.

SECTION 3. - Said bonds shall be delivered to Clark & Henry
Construction Company, the Contractor, in satisfaction of the balance due
said Contractor, upon its assessment and warrant.

Passed the 5th day of November, A. D. 1923, by the following

votes:

AYES: TRUSTEES _____

NOMS: TRUSTEES _____
ABSENT: TRUSTEES _____

President of the Board of Trustees.

ATTEST:

City Clerk.

RESOLUTION NO. 429

AN ORDER PROVIDING FOR THE ISSUANCE OF
STREET IMPROVEMENT BONDS, PRESCRIBING
THE DENOMINATION OF SUCH BONDS AND OF
THE INTEREST COUPONS ATTACHED THEREON.

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WHEREAS, the Board of Trustees of the City of Iodi, did on the 16th day of April, 1923, pass its Resolution of Intention No. 62 for the improvement of Stockton Avenue from the southerly termination of the present pavement to the northerly line of Vine Street, in said City, under and pursuant to the provisions of the "Improvement Act of 1911", and amendments thereto, and the "Improvement Bond Act of 1915", and amendments thereto, and to the resolutions, notices and other proceedings of said City, duly adopted and taken, reference to said Resolution of Intention being hereby expressly made for further particulars; and

WHEREAS, the contract for said work and improvement was duly awarded and thereafter duly completed to the satisfaction of the Superintendent of Streets of said City and of said Board, whereupon a Warrant, Certificate, Diagram and Assessment were made, recorded and delivered to the Contractor, in time, form and manner as required by said Act, and the said Contractor having made due return thereon and the same having been duly recorded; and

WHEREAS, on October 19th, 1923, and more than thirty days from the date of the Warrant (no appeal having been taken from said Assessment) the Street Superintendent of said City made and filed with the Clerk of said Board, a complete list of all assessments unpaid thereunder upon the respective assessment or diagram numbers thereon, whereupon said Clerk gave notice of the filing of said list and fixed in said Notice Monday,

the 5th day of November, 1923, (which same is a regular meeting day of said Board), at the hour of eight o'clock P. M. as the time when interested persons might appear before the Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list; and it duly appearing that the said notice of hearing last aforesaid was posted and published as required by law, and no objections having been presented by any persons, before or at the time set for said hearing; and

WHEREAS, since the filing of said list there have been paid assessments to the gross amount of \$656.29, with the consent of the Contractor, as follows:

Owner	Assessment and Diagram Number	Amount of Assessment in Dollars and Cents
Unknown	7	\$ 540.45
Unknown	11	71.83
Unknown	15	44.01

It is hereby determined that the assessments unpaid hereunder and the aggregate amounts of the same are as follows:

Owner	Assessment and Diagram Number	Amount of Assessment in Dollars and Cents
Unknown	1	\$ 241.26
Unknown	4	506.65
Unknown	9	38.62
Unknown	16	236.44
Unknown	17	241.26
Unknown	20	482.52
Unknown	24	265.59
Unknown	27	482.52
Unknown	28	644.42

The total or aggregate amount of the assessments unpaid is the sum of \$3,839.08.

AND WHEREAS, said Resolution of Intention, the Resolution Ordering said Work to be done, the Resolution of Award of the Contract to said Contractor, and all other notices of said proceedings required to be printed, published or posted, or printed and published and posted, and also the Warrant issued by the Superintendent of Streets to the Contractor, contained a declaration as follows: - "Notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of seven per cent per annum will be issued hereunder in the manner provided by the "Improvement Bond Act of 1915", the last installment of which bonds shall mature nine years from the second day of July, next succeeding nine months from their date".

NOW THEREFORE, in consideration of the foregoing premises, the Board of Trustees of the City of Lodi, does order as follows:

SECTION 1. - That bonds shall be issued upon the security of the unpaid assessments to the amount of \$ 3,339.00. in accordance with the provisions of the "Improvement Bond Act of 1915", and under and pursuant to the resolutions, notices and proceedings of said Board, duly adopted and taken. Said bonds shall be called "Improvement Bonds", shall be ten (10) in number, shall be dated November 5th, 1923, and bear interest at the rate of seven per cent per annum from the 19th day of October, 1923, payable January 2nd and July 2nd of each year, and the denomination of said bonds and the interest coupons required to be attached thereto with their respective numbers and dates of maturity shall be as follows:

Bond numbered 1 shall mature July 2nd, 1925, shall be designated as Series DD-1 and shall be of the denomination of \$333.90.

Bond numbered 2 shall mature July 2nd, 1926, shall be designated as Series DD-2 and shall be of the denomination of \$333.90.

Bond numbered 3 shall mature July 2nd, 1927, shall be designated as Series DD-3 and shall be of the denomination of \$333.90.

Bond numbered 4 shall mature July 2nd, 1928, shall be designated as Series DD-4 and shall be of the denomination of \$333.90.

Bond numbered 5 shall mature July 2nd, 1929, shall be designated as Series DD-5 and shall be of the denomination of \$333.90.

Bond numbered 6 shall mature July 2nd, 1930, shall be designated as Series DD-6 and shall be of the denomination of \$333.90.

Bond numbered 7 shall mature July 2nd, 1931, shall be designated as Series DD-7 and shall be of the denomination of \$333.90.

Bond numbered 8 shall mature July 2nd, 1932, shall be designated as Series DD-8 and shall be of the denomination of \$333.90.

Bond numbered 9 shall mature July 2nd, 1933, shall be designated as Series DD-9 and shall be of the denomination of \$333.90.

Bond numbered 10 shall mature July 2nd, 1934, shall be designated as Series DD-10 and shall be of the denomination of \$333.90.

AND IT IS FURTHER ORDERED:

That with respect to said bonds

That the first coupon to become payable on each of said bonds, shall be of the denomination of \$28.18: and
That each of the other coupons attached thereto which will become payable thereafter, shall be of the denomination of 11.69.

SECTION 2. - Said bonds shall be issued in series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by the Board of Trustees, together with interest thereon, shall remain and constitute a trust fund for the redemption and

payment of said bonds and of the interest which may be due thereon, which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and an even annual proportion of each assessment shall be payable in each year preceding the date of the maturity of each of the several series of bonds issued, and such annual proportion of each assessment coming due in any year, together with the annual interest thereon, shall in turn be payable in installments as the general municipal taxes of said City on real property are payable, and shall become delinquent at the same times and in the same proper amounts and bear the same proportionate penalties and interest for delinquency.

Said bonds shall be signed by the Treasurer of said City and countersigned by the Clerk, who shall affix thereto the official seal of said City; and the interest coupons attached thereto shall be signed by the Treasurer or bear his engraved or lithographed signature; and such signing and sealing of said bonds by said officers and signing of said coupons by said Treasurer shall constitute and be sufficient and binding execution of each and every one of said bonds and all of the coupons thereof respectively. Said bonds shall be substantially in the form set forth in said "Improvement Bond Act of 1915".

The interest coupons attached to each of said bonds and evidencing the interest to accrue thereon shall be numbered consecutively and be substantially in the following form, to-wit:

Coupon No. _____ § _____

The City of Lodi, California will pay to the
bearer hereof on the 2nd day of _____
§ _____ at the office of the City Treasurer,
said sum being the semi-annual interest due on
Improvement Bond No. _____ of Series No. _____.

Dated; November 5th, 1923.

Treasurer.

Said bonds and all of the interest coupons shall be dated November 5th, 1923.

SECTION 5. - Said bonds shall be delivered to Clark & Honery Construction Company, the Contractor, in satisfaction of the balance due said Contractor, upon its assessment and warrant.

Passed the 5th day of November, A. D. 1923, by the following votes:

AYES:	TRUSTEES	_____

NOES:	TRUSTEES	_____

ABSENT:	TRUSTEES	_____

President of the Board of Trustees.

ATTEST:

City Clerk.

Dr John J. Sippy, County Health Officer, being present, addressed the Board on the urgency of securing a permanent site for the disposal of wet garbage and swill so that there would be no further complaints of the nuisance occasioned by feeding it to hogs or any other manner of disposal.

The City Clerk was authorized to omit meter readings from water and light bills rendered during the months of November and December as an experiment to determine if these readings were essential.

No further business appearing, the Board adjourned.

Attest-

J. F. Beckman
City Clerk

The foregoing minutes of the regular meeting of the Board of Trustees held November 5th, 1923 were read and approved at a regular meeting of said Board held November 19th-1923 without corrections.

J. W. Chatham
President of the Board.

Nov. 19-1923